

MEMORANDUM OF LAW

DATE: August 1, 1994

TO: Mary Ann Oberle, Deputy Park and Recreation
Director, Community Park and Recreation Division

FROM: City Attorney

SUBJECT: Fee Waiver Verification

You asked us to research whether the Park and Recreation Department may legally request proof of eligibility from a resident requesting a waiver of program fees because the resident's family income falls below the Lower Living Standard Income Level.

It is our opinion that proof may be required from a resident who requests a waiver of program fees. The attached memorandum from Tom Merrick, Legal Intern, answers the question and we adopt that memorandum as our answer to you.

JOHN W. WITT, City Attorney

By

Mary Kay Jackson

Deputy City Attorney

MKJ:mb:263(x043.2)

Attachment

ML-94-66

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